

Introduced by Senator Simitian

February 23, 2007

An act to add Chapter 10 (commencing with Section 105490) to Part 5 of Division 103 of the Health and Safety Code, relating to public health.

LEGISLATIVE COUNSEL'S DIGEST

SB 973, as introduced, Simitian. Chemicals of concern.

Existing law requires the State Department of Public Health, in collaboration with the California Environmental Protection Agency to establish the California Environmental Contaminant Biomonitoring Program to monitor the presence and concentration of designated chemicals, as defined, in Californians.

This bill would require the Director of Toxic Substances Control, by March 1, 2008, to compile a list of chemicals of concern, which would be defined as substances for which the Canadian Minister of the Environment has made a specified recommendation, on or before January 1, 2007, pursuant to the Canadian Environmental Protection Act, 1999, and to post this list on the Internet Web site of the Department of Toxic Substances Control.

The bill would require a manufacturer or distributor of a chemical identified on the posted list who sells or uses that chemical in this state to provide the department, by September 1, 2008, information determined by the department regarding the sale and use of that listed chemical by that manufacturer or distributor in this state.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

SECTION 1. Chapter 10 (commencing with Section 105490) is added to Part 5 of Division 103 of the Health and Safety Code, to read:

CHAPTER 10. CHEMICALS OF CONCERN

105490. The Legislature finds and declares all of the following:

(a) Under the Canadian Environmental Protection Act, 1999, both the Ministry of the Environment and the Ministry of Health are responsible for developing a list of substances that are required to be assessed in a timely manner to determine if they are toxic or capable of becoming toxic.

(b) Beginning in 1999, the Government of Canada set a goal to review a list of 23,000 chemical substances to determine if a specific substance posed a hazard to human health or the environment.

(c) In September 2006, the Government of Canada issued a notice that the review was completed and published a list of substances identified as potentially posing hazards to human health or the environment known as the Priority Substances List.

For purposes of this chapter, “chemicals of concern” means a substance for which the Canadian Minister of the Environment has recommended, on or before January 1, 2007, the implementation of virtual elimination, as specified in paragraph (c) of subsection (2) of Section 77 of the Canadian Environmental Protection Act, 1999.

105492. (a) On or before March 1, 2008, the Director of Toxic Substances Control shall compile a list of the chemicals of concern. The director shall post the list on the Internet Web site of the Department of Toxic Substances Control.

(b) On or before September 1, 2008, a manufacturer or distributor of a chemical listed pursuant to subdivision (a) who sells or uses that chemical in this state shall provide the Department of Toxic Substances Control information determined by the Department of Toxic Substances Control regarding the sale and

- 1 use of that listed chemical by that manufacturer or distributor in
- 2 this state.

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